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Dated: January 6, 2004 Signature: John S. Curran (John S. Curran)

Docket No. INQ-001

(PATENT)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jonathan L. Joseph *et al.*

Application No.: 09/733, 868

Art Unit: 2185

Filed: December 8, 2000

Examiner: Thomas M. Heckler

For: A SYSTEM AND METHOD FOR THE
DELIVERY, RETRIEVAL AND DISPLAY OF
CONTENT PRIOR TO OPERATING SYSTEM
LOADING

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

In response to the Office Action dated October 6, 2003 (Paper No. 8), please amend the above-identified U.S. patent application as follows:

Amendments to the Figures. Substitute Figures 1 and 2 are enclosed herewith. Explanations of the changes to the Figures begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper. Claims 1, 4, 6, 8, 10, 13-14, 17, 19, 21, 23, 26-27, 30, 32-36 and 39 have been amended. Claims 28-29 have been cancelled. Claims 40-46 have been added. No new matter has been added.

Remarks/Arguments begin on page 18 of this paper.

01/12/2004 WABDELRI 00000027 120080 09733868

01 FC:2201 559.00 DA
02 FC:2202 45.00 DA



01/08/04

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AMENDMENT TRANSMITTAL LETTER

Application No.
09/733868-Conf. #3141Filing Date
December 8, 2000Examiner
Thomas M. HecklerApplicant(s): Jonathan L. Joseph *et al.*Invention: A SYSTEM AND METHOD FOR THE DELIVERY, RETRIEVAL AND DISPLAY OF
CONTENT PRIOR TO OPERATING SYSTEM LOADING

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	44	- 39 =	5	x 9.00	45.00
Independent Claims	16	- 3 =	13	x 43.00	559.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					604.00

☐ Large Entity☒ Small Entity☐ No additional fee is required for this amendment.☒ Please charge Deposit Account No. 12-0080 in the amount of \$ 604.00.
A duplicate copy of this sheet is enclosed.☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-0080
as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

John S. Curran
John S. Curran
Attorney Reg. No.: 50,445

Dated: January 6, 2004

LAHIVE & COCKFIELD, LLP
28 State Street
Boston, Massachusetts 02109
(617) 227-7400

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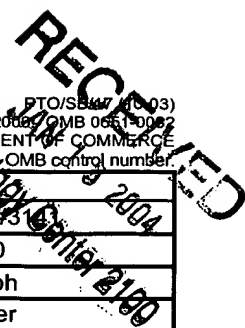
Dated: January 6, 2004

Signature: John S. Curran

(John S. Curran)



Approved for use through 12/31/2004 OMB 0651-0062
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FEE TRANSMITTAL for FY 2004 <small>Effective 10/01/2003, Patent fees are subject to annual revision.</small>		Complete if Known	
		Application Number	09/733868-Conf. #3
		Filing Date	December 8, 2000
		First Named Inventor	Jonathan L. Joseph
		Examiner Name	Thomas M. Heckler
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Art Unit	2185
TOTAL AMOUNT OF PAYMENT (\$) 604.00		Attorney Docket No.	INQ-001

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> Other
<input checked="" type="checkbox"/> None	
<input checked="" type="checkbox"/> Deposit Account:	
Deposit Account Number	12-0080
Deposit Account Name	Lahive & Cockfield, LLP
The Director is authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input checked="" type="checkbox"/> Credit any overpayments
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	

FEE CALCULATION				
1. BASIC FILING FEE				
Large Entity	Small Entity	Fee Description	Fee Paid	
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1001	770	2001	385	Utility filing fee
1002	340	2002	170	Design filing fee
1003	530	2003	265	Plant filing fee
1004	770	2004	385	Reissue filing fee
1005	160	2005	80	Provisional filing fee
SUBTOTAL (1)			(\$)	0.00

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE				
Total Claims	44	-39** =	5	x 9.00 = 45.00
Independent Claims	16	-3** =	13	x 43.00 = 559.00
Multiple Dependent				
Large Entity	Small Entity	Fee Description	Fee Paid	
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)			(\$)	604.00
**or number previously paid, if greater; For Reissues, see above				

FEE CALCULATION (continued)				
3. ADDITIONAL FEES				
Large Entity	Small Entity	Fee Description	Fee Paid	
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	110	2251	55	Extension for reply within first month
1252	420	2252	210	Extension for reply within second month
1253	950	2253	475	Extension for reply within third month
1254	1,480	2254	740	Extension for reply within fourth month
1255	2,010	2255	1,005	Extension for reply within fifth month
1401	330	2401	165	Notice of Appeal
1402	330	2402	165	Filing a brief in support of an appeal
1403	290	2403	145	Request for oral hearing
1451	1,510	1451	1,510	Petition to institute a public use proceeding
1452	110	2452	55	Petition to revive - unavoidable
1453	1,330	2453	665	Petition to revive - unintentional
1501	1,330	2501	665	Utility issue fee (or reissue)
1502	480	2502	240	Design issue fee
1503	640	2503	320	Plant issue fee
1460	130	1460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))
1810	770	2810	385	For each additional invention to be examined (37CFR 1.129(b))
1801	770	2801	385	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application
Other fee (specify)				
*Reduced by Basic Filing Fee Paid			SUBTOTAL (3)	(\$)
				0.00

SUBMITTED BY		(Complete (if applicable))	
Name (Print/Type)	John S. Curran	Registration No. (Attorney/Agent)	50,445
Signature	<i>John S. Curran</i>	Telephone	(617) 227-7400
		Date	January 6, 2004

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